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PORFIRIO DIAZ AN EXILE

EX-PRESIDENT SAYS FAREWELL TO LAND HE LONG RULED.

Women of Vera Cruz Heap His Cabin on the I piranga With Flowers-Touching Last Encounter With the Soldiers of Mexico-Will Return if Needed.

VERA CRUZ, May 31.-Porfirio Diaz began his exile from Mexico late to-night. Flowers were strewn in his path even though bayonets surrounded him. The man who had builded and ruled an emof his passing made smooth at the final moment

Vera Cruz, never radical during the recent revolution, allowed itself to give cellar and nearly broke his leg. Gen. Diaz a fitting godspeed. It honored more the memory of the Diaz that was man who climbed the steps to the Ypir-

His cabin, which was that of the captain, was banked with exotic blossoms put there by fifty women of Vera Cruz. Flags of Mexico flew from the peaks of the gunboats Zaragoza and San Juan house and ancient fortress of Santiago.

Gen. Diaz's final word to the nation was he would come back if any danger officers and soldiers of the little command that has defended him since he fled from up the ladder. the capital

"I give you my word of honor," he said, that I will come back at any time the country is involved in danger and with you I'll know how to conquer again.

*Hours before Gen. Diaz came to the ship the pier was jammed with an orderly crowd. A few minutes before 5 the Eleventh Infantry marched down and pushed the crowd back so as to form a lane. When the Diaz party arrived at 5.30 the carriages were escorted by aides and cavalry.

The crowd pressed through the lines and cheered Gen. Diaz lifted his hat continually. The military bugles blew a fanfare and the German band on shipboard played the Mexican national an-

Gen. Diaz's progress through the crowd on the pier was punctuated with hysterical vivas. The guns of Santiago castle began the Presidential salute.

At the head of the gangway the aged exile paused. The crowd became hushed and Diaz began to speak. What he said was undistinguishable, but he put his hand to his heart and the crowd caught the meaning. Then Diaz disappeared from the view of his people.

Gen. Diaz took leave this morning of the soldiers and officers who had been guarding him since his flight from the Mexican capital and who had beaten off the revolutionists who attacked his train at Oriental last Friday. The picture of the aged ex-President saving farewell to the loyal little remnant of the army over which he had been commander in chief for thirty-seven years was set in a bald frame that heightened its pathos.

It was on made land outside the town where sand dunes are heaped and weeds grow high and rank. Near by was to be heard the roaring machinery of a factory and the snorting of the donkey hoists on CUSTOMS WEIGHER SUSPENDED. the piers. Over the tops of the sand dunes crests of white capped waves showed foamy as they rolled in from the Mexican

the tension of the watchers and of the restless members of Diaz's family in their

shadow of a man running in and out behear by, then jump out into the clear light on the sand dunes and race madly sentry called to the man to halt, but he kept on racing ahead. When he came fired and the figure crumpled up on the

Investigation later in the morning convict escaping from the fortress of San Juan. He was an army sergeant under sentence of death for killing a private in his command.

Nearly 500 men had been keeping guard on the house on the dunes. Outside pickets of the Eleventh Infantry were extended over the sand dunes and back into the mazes of the railroad yard and from the gunboats Zaragoza and San Juan de Ulloa were massed with machine guns in triple ranks about the darkened house. The guard was changed every two hours. Officers who slept rolled up in blankets on the bare ground answered the cails of the relief and at each interval the tramp of feet sounded to the hedrooms upstairs

The shouts of a feeble Madero demonstration about the plaza, half a mile away, were carried to the silent ranks of the soldiers, but none approached the bleak house where Diaz was spending his last night in Mexico

At 10 o'clock this morning word was passed that Diaz wished to say farewell the officers and men who had remained faithfully by him in the recent trying In answer to his summons Gen. Huerta had the entire guard summoned from nearby houses, where they had been snatching a brief sleep. One of the Eleventh, one battalion ores, or engineers, and a company flicers of the police guard, who pleaded with President de la a he allowed to come down and guard their old master, were as-

The Eleventh and the zapadores batwere drawn up across the sands E. C. le rank, facing the steps of the Two machine guns were placed directly before the steps, their slim

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18 FIREMEN LAID OUT.

Small Murray Street Fire Had Melted Joint of a Gas Pipe.

Eighteen firemen were laid out on the sidewalk in front of 57 Murray street early ast evening when fire melted the connection of a gas pipe in the cellar of the building occupied by Freeber & Vollrath, dealers in chinaware and crockery.

The fire started in a pile of excelsion and crates and in itself did not amount to much. Acting Deputy Chief Worth and the men of Engines 6 and 29 and Truck 1 had practically doused the blaze when the gas caught them.

The men on the hose reeled and the wavering stream hit some of their compire and who had been spurned in his rades and knocked them over. As they dropped the hose got loose and whipped around among the staggering firemen 29 to stop pumping. In returning to the cellar Chief Worth fell through to the sub-

Most of the firemen managed to reach the foot of the ladder and climb to the than the person of the gray headed old Fire Department and Drs. Orr. Zimmerman, Hock and Wesson of Hudson street hospital went from one to the other bringing them to. (rockery from the building was used as drinking cups, and some of the excelsior that had started the blaze was used for bedding to make them comfortable

Lieut. John Tighe of Engine 29 made de Ulloa and the flagstaffs of the custom three trips up and down the ladder with firemen who were helpless The last man out was George Dorr of Engine 6. who dropped in the space under the sidewhen he was missed and brought him

The reserves from the Greenwich street station were called in to hold the firemen down when they were recovering from the effects of the gas. Lieut. Billy Kennell from the Mayor's office, on his way home, helped to resuscitate some of the

The gas was finally turned off from the street by employees of the gas company.

KOENIG AT THE WHITE HOUSE. New Head of County Committee Has a Long Talk With Taft.

WASHINGTON, May 31 .- The entire afternoon was given over at the White House that killed Johnny. to-day to a consideration of the political situation in New York county. S. S kill Johnny and that he had shot him while Keenig, president of the New York county they were fighting for possession of \$7.50. Republican committee, was a guest of President Taft at luncheon, and together with Secretary Hilles they went over the but that Johnny fell down and lay still entire political field in New York.

Koenig laid before the President his plans for building up the party organization in the county. It was about the first real day's work at the White House which was exclusively focussed on the outlook in 1912.

It is understood that Koenig told the President that the outlook in New York He particularly commended the appoint- shot. The boys paid \$3 for it. ments of Henry L. Stimson as Secretary of War and of Charles S. Middleton of Herkimer county as Assistant Treasurer at New York as helpful steps by the Administration.

rest of the day with him. Hilles took Koenig over to the Treasury Department and the two were closeted with Secretary MacVeagh for more than two hours. To-night Koenig was the guest of Secretary of War Stimson.

up in Philadelphia.

I HILADELPHIA, May 31.-Henry Clay In the centre of this waste stands the Marshall, chief customs weigher at this house which Gen. Diaz has made his tem- port, was suspended to-day on charges porary home since his arrival at Vera growing out of the custom frauds now Cruz. It is a two story unpainted shack, being investigated by a special Grand little better in appearance than some Jury. This is regarded by those in close sailors' hotel on the banks of the Go- touch with the situation as the beginning wanus Canal. All night the house had of wholesale suspensions of men in the been guarded. Shortly after midnight customs service here. Criminal prosecusudden touch of tragedy heightened tion it is declared will be started in some cases

Chief Weigher Marshall's suspension came as a surprise to all not initmately It was shortly before 1 o'clock when a connected with the investigation. While sentry pacing in front of the gallery on it was known that the Government's inthe ground floor of the house saw the quiry prior to the empanelling of the special Grand Jury had unearthed glaring tween the lines of cars on a spur track frauds, Marshall had not been mentioned in connection with the charges.

The suspension order was issued by the direction of the Diaz house. The Chester W. Hill, Collector of the Port, who said that it was subject to the approval of the Treasury Department thin a distance of 150 yards the sentry The nature of the charges against Marshall was not divulged. Collector Hill and United States District Attorney J. Whitaker Thompson declared tha

showed that the man so killed was a they could not discuss the matter. Marshall himself refused to make a statement

All that any one connected with the investigation would say was that there was no charge against Marshall of malfeasance in office

Phelps Is Suing to Recover Half of It Under an Agreement With Her.

Supreme Court Justice Giegerich de nied vesterday an application by Charles Harris Phelps of Paris to continue an injunction restraining the United States Trust Company from paying his wife. he spent part of the money, but he had Eleanor Livingston Phelps of London. her income of \$38,000 a year pending his suit against her to recover half the incom under an agreement made in 1888.

Mrs. Phelps signed the agreement adjustment of marital difficulties with her husband and until July, 1910. Phelps got half the income of the trust fund left to Mrs. Phelps by her father, John Augustus Pell. She quit paying him on the ground that he induced her to sign the agreement by fraud and that there was no consideration for it

In vacating a temporary injunction Justice Giegerich said that the rights of the plaintiff were too doubtful to justify the granting of an injunction and but Johnny was dead and we couldn't that Mrs. Phelps is able to respond in damages if her husband succeeds in his and we bent Johnny up and tied him tight

To Help Bened e Party. Special Cable Despatch to THE SUL

HAVANA, May 31. The steamer Julian Alonzo, with a quantity of supplies for Benedict's yacht the Virginia, ashore at Julias Key, sailed hence to-day.

DEWEY'S SPARKLING BURGUNDY.

A Delicious Social Driak.

H. T. DEWEY & SONS CO., 138 Fulton St., N. Y.

BOY SHOT BOY DEAD FOR \$7.50

TELLS LONG STORY ACCUSING COMRADE AT FIRST.

Finally Carmine Plombino Breaks Down and Admits He Shot Johnny Mialo -- Body Bundled Into a Sack and Thrust Into Coal Bin in a Tenement.

A little Italian boy, small for his 14 a ring of newspaper men and policemen gathered around him that early on the morning of Decoration Day a thirteenyear-old boy, Andrew Leoni of 24 Cherry

"Johnny stole \$15 out of his mother" Carmine Piombino, "and Fatty Leoni wanted to get it. So while Fatty was with fallen trees. in my house Tuesday morning Fatty the money Johnny had left, \$7.50. Then gerous Fatty and me tied Johnny's body up and JURY DEFIES JUDGE SPEER. we shoved Johnny into a feed bag and me and Fatty carried Johnny down two flights of steps to our cellar and shoved him in a coal bin and covered the bag that United States Judge Emory Speer with oilcloth and nailed boards over the charged that the Georgia contract labor place the bin opens.

"Then Fatty gives me a quarter and my . August Dohl of Engine 6 and brother Joe-he's 13-another quarter, threatened it. This he promised the William Wood of Truck 1 went after Dorr and Fatty goes out, buys a swell suit pictures, leaving Johnny in the bag in the cellar

and the police to-night all about it and positive statement to them that the men where to find Johnny's body?" the boy was were guilty of peopage and conspiracy asked.

"I was bustin' all day to tell it," Carmine answered with his first show of slight tically ordered a verdict of guilty, and excitement. "'N I didn't like sleeping he seemed angered when the jury in five in our rooms to-night with Johnny dead in the cellar."

But Carmine broke down early this morning while being questioned by Detective Lagrua and Coroner Holtzhauser and confessed that he had fired the shot

He sobbed out that he didn't mean to He said that he and Andrew got a basin of water and tried to stop the flow of blood, after staggering about the room.

When he came to this part of his story Carmine dropped on his knees and began to pray out loud for Johnny, the dead boy While the detective and Coroner wer getting Carmine to confess the police prought in Bartolelomio Innzieme of 18 Monroe street and locked him up on a charge of selling to Johnny and to Tony county was on the whole rather bright. Lioco the revolver with which Johnny was

The only one of the boys who had any money was Carmine. He had -70 cents left of the money taken from the body. Carmine Piombino told Detective

grua that he could lead him to Fatty The President was with Koenig for and the other boys, so Magrua ordered wo hours, after which he turned him him to lead. They started out from the over to Secretary Hilles, who spent the station house and it wasn't very long before the detective had rounded up three more. Besides Piombino, Andrew Leoni-known as Fatty-Frank Lioco and Tony Lioco were arrested.

Coroner Holtzhauser put Fatty through a rigid examination and impressed upon him the importance of telling the truth, but Fatty denied flatly that he had shot be budged.

Carmine and little Joe, his brother. and a mongrel they call Nellie are the sole occupants of a rear tenement at 19 Cherry street. Carmine's father was killed by a trolley car at High Falls, Ohio, two years ago. On May 19 last their mother Mary was summoned to High Falls to testify in a suit for damages brought against the trolley company.

The two little boys have a sister Fanny who works in a grocery store next door to the boys' flat, and Fanny of late has been sleeping back of the grocery store Johnny Mialo, the murdered boy; Carmine Piombino, Joe Piombino, Frank Lioco, 15 years old. of 1 Batavia street, and Tony Lioco, who is not related to Frank and who lives at 28 Cherry street. on Monday night all went to the two rooms where Carmine and Joe live and siept there.

Carmine said last night that they talked about going out West until they grew sleepy and stretched out on cot and floor. And before they went to sleep, so Carmine said. Fatty confided to Carmine that he had paid about \$3.50 for a revolver at a little hardware store in Monroe street and that he was going "do Johnny and get his money when Johnny was dead."

"I had to go to work early," Carmine said last night, "down in the fruit store where I work and I got up and washed my hands. That was yesterday, Tues-CAN'T HOLD UP WIFE'S INCOME. day, morning. Johnny didn't have to get up so early. He goes to school. But everybody got awake while I was washing

myself and they all got up. "Johnny stole the money from his mother last Saturday night and he ain't been home since. He's been going to the moving pictures and riding around and \$7.50 left when he got up in my room

Tuesday morning. "It was about 6 o'clock maybe. Johnny said when he got up that he took his mother's money to go out West and that he was going soon. So Fatty aimed the revolver at his heart up close and shot him down dead and took the money. "Did Fatty try to get the money away

from Johnny before Fatty pulled the

trigger?" "Oh, no," answered the lad, "Fatty didn't say anything to Johnny about the money. They didn't have a fight or anything, but Fatty just killed him. Then we got the bag out of the other room, get him in it at first. Fatty got some rope. and then he fitted in the bag. Yes, sir. Johnny was dead. He fell down dead

right away Fatty tied up the end of the bag and said we better take Johnny out of our cooms, and so we started down the stairs with him. Fatty and me carried Johnny. We didn't meet anybody. We carried him into the cellar and out to the back

Continued on Second Page

TEN LOST IN SUDDEN STORM. Brief Hurricane Does Great Damage in Northern Ohio.

CLEVELAND, May 31.-Ten dead, many missing, scores injured and at least \$1,000,000 property loss marked the trail of a five minute storm that ripped its way through the northern half of Ohio to-day.

A sixty mile gale scattered the shipping Cleveland harbor, took buildings with it and twisted trees from their roots. Seven persons were drowned in Lake years, sat in the Oak street police station Erie off the Cleveland shore, as the house last night and dispassionately told storm caught fishermen unawares and perilled the lives of yachtsmen and others on the water. Three were drowned at Lorain and many more are missing both there and at Cleveland.

Not a block in this city escaped damage until Chief Worth ordered Engines 6 and street, shot little Johnny Mialo through Showers of glass from broken windows splintered on the sidewalks and thousands of trees were snapped. Long secbank on a shelf," said the undersized tions of Euclid avenue, the street that more than any other gave Cleveland the name of Forest City, were piled high

Live wires tangled in the streets when shot Johnny through the heart and took the poles fell made many streets dan-

> Acquits Georgians of Peonage, Despite Court's Order for Conviction.

MACON, Ga., May 31. Despite the fact law violates the Constitution of the United States and that hundreds of negroes are side of the block bounded by Thirty-third being held in peonage a jury this afternoon acquitted John R. Rogers, Jacob Horne, W. E. Channey and Luke Dupree, of clothes and we all go to the moving four wealthy Georgians, of the charge of peonage.

The jury returned verdict of not "And what made you tell Johnny's mother guilty, notwithstanding Judge Speer's were guilty of peonage and conspiracy and by their own testimony had convicted themselves. The Judge pracninutes returned a verdict of acquittal.

The defendants are residents of Pulaski county and it was charged that for many years they have been holding negroes as peons under the Georgia contract labor

Judge Speer denounced this law as unconstitutional. It is expected that his ruling will result in scores of prosecutions for peonage.

ACCUSE COUNT OF BIGAMY. Woman Suing Son of Count Paul Tolstoy Who Married Miss Frothingham.

Special Cable Despatch to THE SUN. PARIS, May 31.-In 1910 the Russian hurch in Paris witnessed the magnificent vedding of Alexandre Golerischew Konouzow, a son of Count Paul Tolstoy, who was attached to the Czar's suite, with Miss Mary Frothingham, an American, served by Florian Maria Coriat alleging that she had married Kontouzow in London in 1893. She charged desertion and bigamy. The Count denies the charges and invokes the Russian marriage laws.

Tolstoy, who is now living in Paris. has been interviewed by the Matin. He is quoted as saying that when he was engaged to Miss Frothingham he was first husband, Bobby Shaw of Boston menaced by the Coriat woman, who he A son was born to them in 1907 and a thought was dead. He asked the Holy daughter in 1909. Waldorf Astor is an Synod not to admit the marriage which the woman alleged.

Tolstoy said: "I deplore the incident both for my father's and my wife's family's sakes. The accusation of bigamy is shock- Winkipop, the acknowledged queen of ing. I had already lodged an action to the three-year-old turf in 1910. This prevent the Coriat woman from bearing smart filly won several fine races, among

The Russian occupies a sumptuous mansion off the Champs Elysées. MANAGUA FORT BLOWN UP.

Palace of Nicaraguan Capital Damaged Many Reported Dead.

Special Cable Despatch to THE SUN.

MANAGUA, Nicaragua, May 31.—The magazine in the fortress of Laloma blew up about to'clock this afternoon, damaging the palace and many public buildings. A considerable loss of life is reported.

SUNDAY OPERA UNLAWFUL, And a Contract Which Calls for Such Performances is invalid.

Supreme Court Justice Page decided esterday that a contract requiring an opera singer to sing on Sunday is void and dismissed a suit for damages brought by Alexander Albera, manager of the San Carlo Opera Company, against Salvatore Sciaretti, a tenor, to recover

damages because he broke the contract. The defendant had alleged in his answer that the contract was void because the New York laws prohibit opera singing on Sunday, but the plaintiff contended that because there are States which permit Sunday opera the court must presume that the contract was to be carried out there, since the contract was silent on

that point. Justice Page ruled that the court can't take judicial notice of the statutes of other States, and that when a contract is silent as to where it is to be performed it is presumed that it is to be performed in the State where it is drawn.

ALL, UNLESS SHE BECOMES A NUN Provision by Richard H. Clarke, Catholic Writer, for One Daughter.

The will of Richard H. Clarke, lawyer and writer on Roman Catholic subjects who died at 310 West Seventy first street on May 21, leaves the income of his residuary estate to his daughter Mary Ada Clarke "so long as she shall remain in the world and not become a member of any monastic or religiou sisterhood or other aggregate institu-tion or community." Another daughter, Anna, is now in the Convent of the Visita

diplomas and jewelry

Removal. If the residuary legated embraces sisterhood the residuary estate is to be divided equally among al! the children, one of whom is the wife of General Seasions Judge Thomas C. T. Crain. The children also will receive \$1,700 each out testator's insurance. To his son, Richard H. Clarke, Jr., the testator gives his stock in the Lawyers Title Insurance Company, his law business, all his copies of his work. "Lives of the Roman Catholic Bishops of the United States," his work on Christopher Columbus and medals,

FIVE DAILY TRAINS TO COLORADO via Rock Island Lines from Chicago and St. Louis morning or evening departures. Only two nights from New York. Low fares. 401 Broadway.—Ade. GREAT BEAR SPRING WATER

WILLIAM WALDORF TRANSFERS

34TH ST. REALTY TO SON.

Young Walderf Is to Have Walderf Hotel 000,000-The Astoria Part of the Hotel Belongs to John Jacob Astor

That portion of the Waldorf-Astoria Hotel owned by William Waldorf Astor, who is now a resident of London, England, was conveyed yesterday to the Farmers Loan and Trust Company of his son Waldorf. The property, which to Epsom is lined to-night at frequent measures 98.9 by 500 feet, 350 of which is occupied by the hotel, is valued at upward of \$10,000,000, the hotel itself, when built in 1893, being estimated at \$5,000,000 exclusive of the land.

It is stipulated, according to information received through Geller, Rolston & Horan, the attorneys for the Farmers Loan and Trust Company, that the son Waldorf is to have the use of the property during his life, title then to pass to his issue, if any, otherwise to revert to John Jacob Astor, another son of William Waldorf Astor.

Few persons know that the Waldorf, which is built on the Thirty-third street and Thirty-fourth streets, Fifth avenue and Astor Court, was the original hotel. The Astoria occupies the Thirty-fourth street frontage and was built some years saw the opportunity for investment a hotel afforded in a section of New York which was commencing to enjoy a boom. The transfer recorded yesterday includes the thirty-five feet street known as Astor Court and the Thirty-third street half story structure running through the block from Thirty-third to Thirty-fourth street and known as 25 West third street, together with 27, 29 and 31 West Thirty-first street, five story buildings used as stores and which command

a large rental. The Thirty-fourth street section of the hotel, known as the Astoria, is owned by John Jacob Astor, the first cousin of William Waldorf. His possessions in Thirty-fourth street, like those of his cousin in the neighboring thoroughfare. nclude half of the private Astor Court half of the Astor Court Building and 18, 20, 22, 24 and 26 West Thirty-fourth street, the Astors, in fact, owning the block almost entirely with the exception of the site at Broadway, Thirty-third and Thirty-fourth streets, upon which

the Greeley Square Hotel is being built. William Waldorf Astor, who has resided abroad for many years and is an expatriate, is the eldest son of John Jacob Astor. His son William Waldorf, to whom the West Thirty-third street propeldest son, being born in 1879. He married Nannie Langhorne Shaw in 1906 after the famous Virginia beauty had divorced her officer of a crack British regiment, has a very handsome estate, known as Cliveden, in Bucks, and has gone in for racing on the English turf, being the owner of hem the One Thousand Guineas, or the filly classics of the British turf.

Other victories achieved by the daughter of William the Third were the Coronation Stakes, exclusively for three-year-old fillies, worth to the winner more than \$20,000; the Sussex Stakes, in which she beat the colts; the Nassau Stakes, the Durham County Produce Plate, the Yorkshire Oaks and the Sixty-second Triennial Produce Stakes. She was one of the largest winners in England, running second a number of times. She was the favorite for the Oaks, but was beaten for the coveted prize by Rosedrop and several others. Sporting periodicals showed young Mr. Astor on a number of occasions eading back his lopeared filly after win ning a good race, his face illumined by an expansive smile. He wanted to win the Oaks very badly, as it corresponds to the Derby, and it is the ambition of every man who races abroad to land either or

ooth of these classic prizes. The transfer of the property-is one of the largest recorded in New York in very many years.

WALKS TO DEATH IN SLEEP. Young Lawyer Tumbles Out of Third Story Window at Home

PITTSBURG, May 81.-Richard B. Mc Ilvaine, 27 years old, one of Pittsburg's of the Rev. Dr. J. S. Mcllvaine, rector of morning.

The accident occurred at the family home, 311 Shady avenue, where the young man walked from a third floor window. Dr. Mcllvaine heard his son's groans and summoned a physician, but the young man lived only a short time. For years he had been a victim of somnambulism and members of the family were constantly on the alert for his night walkings, but on this occasion he was not heard

Mr. Mclivaine was a graduate of Prince ton and of the Pittsburg Law School. PIANO FALLS TO STREET. Chimney Could Not Bear the Strain of Its

Mrs. Elizabeth Fitzpatrick, who lives on the third floor at 2295 Eighth avenue, wanted her piano moved yesterday, and Morris Roche and two helpers employed by a moving company were sent around to do the job. Morris decided that the piano would have to come out the window and went to the roof to fix his tackle. He made fast to a chimney and began to lower away. The piano went down slowly for a few feet and then quite rapidly as the chimney gave way and spilled itself over the root.

The piano smashed the awning of J. Levey's furniture store on the ground floor and put Mr. Levey's electric sign out of business before dissolving in a tangle of broken wood, wires and discords on the sidewalk.

ASTOR MILLIONS IN TRUST SIX KILLED AT THE DERBY. GREAT NORTHERN Furious Thunder and Rain Storm-Miles of Homing Autos Stranded

Special Cable Despatch to TRE SUN LONDON, May 31 - Six persons were killed by lightning at Epsom Downs this afternoon and the homing multitude who and Other Properties Valued at \$10,- went by road returned to London in a rainfall like a cataract.

The weak point of the automobile was never more emphasized. One after another they succumbed as the deluge penetrated their mechanism. It was as if a fire hose had been played upon them. Traffic was constantly held up by machines breaking down. The road from London intervals with broken down motors, derelict cars waiting for a horse to haul them home

The lightning set fire to the Royal Exchange after nightfall and for a time it was threatened with destruction. A big rally of firemen, however, succeeded in quenching the flames.

Performing lions at Shepperd's Bush, infuriated by the thunder, attacked their woman trainer, Mme. Morelli, and lacerated her arms and legs. She was rescued by attendants

The storm was even more severe in West London. Railroads in the Acton district were covered by three feet of of the Great Northern, under a finanwater and for some time it was impossible for traffic to pass Great damage was done to many buildings. In London several were struck by lightning

GEORGE LEAVES JOEL OUT. later than 1893, when William Waldorf The King's Derby Dinner Goes On Once

Special Cable Despatch to THE SUN. LONDON, May 31. The King gave the traditional Derby night dinner to-night to members of the Jockey Club. Joel was not invited, a fact which again disof the Astor Court Building, an eight proved the mistaken idea that the owner of the Derby winner is always included

among the guests. The fact was emphasized first in the year that the race was won by Richard Croker's horse. Joel was not invited for the same reason that Croker was left out, namely, that neither was a member of the club or a friend of the majority of the members

ROW OVER ATTACK ON JUDGES Unionists Call Churchill to Account to the Commons.

Special Cable Despatch to THE SUN.

LONDON, May 31.—The House of Commons had a few lurid minutes to-night as the result of Home Secretary Church ill's imputation that the judges were biassed in their decisions in cases in which class or political issues were involved The Unionists contended that the remark were out of order and an attack upon the judges.

The Deputy Speaker, the Rt. Hon Alfred Emmott, confirmed their opinion but said that he could not resuscitate

Bitter words were exchanged between Churchill and the Unionists. The forme declared that his words had been misrepresented. There was a general uproar at

GILBERT'S NOBLE DEATH. ged Dramatist Died Through Saving Woman From Drowning.

Special Cable Despatch to THE SUN. LONDON, May 31. The fact came out at the inquest to-day on the body of the ern Pacific control. late Sir William Schwenck Gilbert, the lost his life while trying to save that of a woman.

The evidence before the Coroner showed that Sir William overexerted him self in going to the rescue of a woman bathing at the same time and had got

into deep water. The jury rendered a verdict that death had been caused by syncope brought on by overexertion. The Coroner remarked that Sir William had died a noble death

FLIERS LOST IN FOG. Two Lose Their Bearings in Morning Trials at Hempstead.

HEMPSTRAD, L. I., May 31 .- F. S. Jer van, an amateur aviator, and Instructor Haupert of the Moisant school were lost for half an hour in the fog that unexpectedly rolled in from the ocean to the Hempstead Plain this morning Jervan, with Ferdinand De Muras, J. C. Bates, A. F. Gaffney and Miss Harriett Quinby had been making some excellent flights and Jervan had made several straightaway flights fifty or more feet in

the air. Jervan was in the air when surrounded most prominent young lawyers and a son by the fog. He failed to return to the starting point and Instructor Haupert Calvary Episcopal Church, met death started across the Piain to look for his while walking in his sleep at 3 o'clock this | pupil. He was found after some difficulty and when Haupert started back with the Blériot he in turn was lost.

The first five pupils in the Moisant school expect to make qualifying flights for their pilot licenses in the next week. Miss Quinby will be the first woman in this country to earn an aviation degree.

NURSES ON STRIKE.

lous and Flirtatious" on the Phone. seven quit their jobs suddenly yesterday arbitrary rules enforced by Mrs. Man-

ning, the new superintendent of the in-

stitution. The nurses get free board and lodging in an annex to the hospital and \$25 a month. They have not objected to these terms. One of their chief objections to so it can make all the improvements Mrs. Manning's management is her strict! rules with regard to the use of the tele- his reasons for making the mortgage. phone. Mrs. Manning said that the rules "There is nothing mysterious or secret were not different from those of similar about it," he said. "The statement we phone. Mrs. Manning said that the rules institutions and that there was no restriction on the use of the telephone except for "frivolous and flirtatious" conversa-

Osterhaus to Command Atlantic Fleet. NEWPORT, May 31. Command of the Atlantic fleet is to be transferred by Rear Admiral Seaton Schroeder to Rear Admiral Hugo Osterhaus to-morrow board the flagship Connecticut. w with the Michigan is now here.

TO TAKE BURLINGTON

PRICE TWO CENTS.

Hill Road Provides for the World's Biggest Bond Issue, \$600,000,000.

COVERS EVERY OBLIGATION

Millions Provided for Future Development - Northern Pacific's Position.

Sr. PAUL, May 31. The belief is general here that the Chicago, Burlington and Quincy Railroad, the prize in the greatest contest for railroad control, is to become the absolute property cial plan announced by James J. Hill to-day.

Great Northern is expected to buy Northern Pacific's interest in the Burlington. The \$220,000,000 bonds secured by Burlington stock and guaranteed jointly by the Great Northern and Northern Pacific are to be retired and in addition large sums are to be provided for extensions and improvements on the Great Northern and

Burlington systems. The mortgage underlying the new financing was docketed here for record to-day. It secures the largest single bond issue in the history of American finance. It is a first and refunding mortgage of the Great Northern securing bonds to the amount of \$600,000,000.

It will require approximately \$222,000,000 of the new bonds to take up the Burlington joint 4s. More of them will be needed to buy Northern Pacific's equity in the Burlington and additional amounts will be reserved to refund other outstanding bonds on their maturity. But apart from these provisions there will remain in the treasury \$270,000,000 of the new bonds for general corporate purposes.

Neither Mr. Hill nor other Great Northern men here to-day would admit that the arrangement for dissolution of the Great Northern-Northern Pacific comprecipitated by the decisions in the Standard Oil and Tobacco cases. But whatever the motive it was everywhere granted that the "rule of reason" cannot be set up against the new arrangement. Great Northern and Burlington are in no way competitive. The same cannot be said

of Burlington and Northern Pacific. Lawyers for all the railroads concerned have had bitter experience with Sherman act. That came as an after-math of the panic of May, 1901, when purchase of the Burlington by Mr. Hill and J. P. Morgan drove F. H. Harriman. Kuhn, Loeb & Co. and the Union Pacific

into the temendous struggle for North-In accordance with the peace agreement dramatist, who died suddenly while in following the 1901 panic the three railhathing at Harrow on Monday, that he roads were taken over by the Northern Securities Company, and this company was dissol ed by the Supreme Court in the first big prosecution under the Sherman law. After the dissolution Eurlington of the name of Emery, who was also in Northern and Northern Pacific by an was taken under the joint control of Great arrangement which was considered tech-

nically legal but which might not stand

under the rule of reason.

Mr. Hill's explanation of the new arrangement was entirely formal It follows: "The Great Northern Railway Company, as of date May 1, 1911, has executed its first and refunding mortgage, securing & total authorized issue of \$600,000,000 bonds. "The size of the mortgage is explaine! by the fact that the outstanding obligations of the company, which are to be refunded, amount approximately to \$330,-000,000. Included, however, in the figures last named is the direct and contingent obligation of the company in the Burlington joint 4s, maturing in 1921, and aggregating \$222,400,000. Covering a future of fifty years, approximately \$270,000,000 in bonds therefore will be available for general corporate purposes and double tracking and additional mileage. Since its beginning thirty-two years ago the Great Northern has expended between \$350,000,000 and \$400,000,000 out of capital and earnings. The provision made for the future in consideration of the rapidly growing territory which Great Northern

such development as follows the occupation of a new country by an intelligent population. "The railway company evidently has Hospital Head Won't Let Them Be "Frivomade ample financial provision to enable it to keep its facilities and extensions Of the eleven nurses in the Brooklyn equal to all demands that a rapidly growing country may make upon it and at the same time to maintain the highest and morning owing, as they explained, to the most efficient standard of service. Future issuance of bonds against property acquired is safeguarded by the restrictions

lines serve would seem intelligently con-

servative. In no other part of the country

has nature more generously bestowed

those three great sources of all national

wealth—the farm, the forest and the mine

-and nowhere else is there more room for

usually found in mortgages of this kind. "I am getting old and will quit the railway business after a while. I want to leave the road in good financial shape, needed," is the way Mr. Hill summed up

make is so plain that any man can r The mortgage is the first which has ever been put on the Great Northern. There are mortgages covering the Manitoba line, made a part of the Great Northern many years ago, but on the whole road there are no obligations except the

joint bonds issued with the Northern A WIFOLENOME TONIC—Take Horsford's Acid Phosphate during convalescence following La Grippe. Influenza. or weakness following fever.